

REMARKS

Election

In response to the Restriction Requirement, applicants hereby elect Group II, claims 1 and 3-21 (in part) and claim 2, -drawn to products of formulas II-IV and VI. Applicants reserve the right to pursue the non-elected subject matter in a divisional application.


As for Groups III-VI, upon determination that subject matter of Group II is allowable, applicants will request rejoinder of the claims of Groups III-VI, pursuant to MPEP §821.04.

In response to the Election of Species Requirement set forth in the Office Action dated July 29, 2005, applicants hereby elect the following species: 2-Acetyl-7-methoxy-4-[N-(4-carboxyphenyl)-N-(3-pyridylmethyl)]aminobenzofuran. See page 14, line 11, and page 42, line 20. Claims 1, 6-9, and 15-21 7 read on the elected species.

It is applicants' understanding that, following this election, examination will proceed in accordance with MPEP §809.02(c). In particular, it is applicants understanding, upon determination that the elected species is allowable, examination will be extended to other species and further, upon determination that a generic claim is allowable, applicants will be advised that the claims drawn to the non-elected species are no longer withdrawn. See, MPEP §809.02(c)(B)(1).

The Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,



Brian P. Heaney Reg. No. 32,542
Attorney/Agent for Applicant(s)

MILLEN, WHITE, ZELANO
& BRANIGAN, P.C.
Arlington Courthouse Plaza 1, Suite 1400
2200 Clarendon Boulevard
Arlington, Virginia 22201
Telephone: (703) 243-6333
Facsimile: (703) 243-6410

Attorney Docket No.: MEMORY-29

Date: August 29, 2005